1.0 EXECUTIVE SUMMARY

1.1 This report outlines changes to the Brampton Community Association and a request from the new Brampton and Beyond Community Trust for a nomination from the County Council to their board of advisors.

2.0 STRATEGIC PLANNING AND EQUALITY IMPLICATIONS

2.1 Through the Constitution the Local Committee has a Non-Executive function to “lead the Council’s engagement in local ‘place shaping’ partnerships to support the social, economic and environmental development of the area concerned”. There is also an Executive function to “encourage community engagement and enable communities to make their voices heard”.

2.2 The Local Committee has previously recognised the Brampton Community Association as a group to appoint a representative for the committee.

2.3 The work of the previous Association and the new Community Trust links well to the strategic planning framework for Cumbria, including supporting delivery of Community Strategy and Cumbria Agreement outcomes and Council Plan priorities, which are

- challenging poverty in all its forms;
- ensuring that the most vulnerable people in our communities receive the support they need; and
- improving the chances in life of the most disadvantaged in Cumbria.
2.4 There are no equality implications linked to this decision as the Community Trust are responsible to carry out their own Equality Impact Assessment.

3.0 RECOMMENDATION

3.1 That consideration is made to nominating a representative from the Committee to the Advisors of the Brampton and Beyond Community Trust.

4.0 BACKGROUND

4.1 Last year the Community Trust took over the business of Brampton Community Association and the Association is now no longer functioning, except to deal with the Irthing Centre lease when the future of the site has been determined.

4.2 The County Council has a representative on the Association’s General Committee. The Trust has no equivalent opportunity for such a representative under its articles, but it has established a set of “advisors”, who have so far consisted of Parish Councils from the Trust’s area of benefit. This area covers the parishes of Askerton, Bewcastle, Brampton, Burgholme, Carlatton, Castle Carrock, Cumrew, Cumwhitton, Farlam, Geltisdale, Hayton, Hethersgill, Irthington, Kingwater, Midgeholme, Nether Denton, Scaleby, Solport, Stanwix Rural, Stapleton, Upper Denton, Walton, Waterhead and Wetheral and the surrounding area.

4.3 The Trust now wishes to involve as advisors representatives of the City and County Councils. The Current advisors have a meeting as an Advisory Council about every 6 months to hear about the Trust’s progress and make any representations on that or on other issues which the advisors wish to draw to the Trust’s attention.

4.4 A copy of the Terms of Reference of the Advisors group is attached.

5.0 OPTIONS

5.1 To approve the Advisors Group to the Brampton and Beyond Community Trust as an outside body recognised by this committee and nominate a member to represent the Committee.

5.2 To not approve the Advisors Group as a recognised outside body and not make a nomination.

6.0 RESOURCE AND VALUE FOR MONEY IMPLICATIONS

6.1 There are no financial implications in this report. AG 08.03.12
7.0 **LEGAL IMPLICATIONS**

7.1 The Local Committee may make nominations to outside bodies to which the Council/Cabinet does not already make nominations. It should be noted that the Trust reserves the right, acting reasonably, to reject a nomination.

7.2 Any member nominated to such a body should ensure that they understand their responsibilities and the possible consequences of any actions they take while participating in the body's activities. For example, in respect of this body, Advisers may be required to sign a confidentiality agreement. This could be a legally enforceable document and anyone signing should ensure that they understand and comply with its terms.

8.0 **CONCLUSION**

8.1 The Brampton Community Association has been developing its service model for over 10 years. More recently the Council has supported the Association in the consideration of the future of the Irthing Centre site. The transition to the Community Trust will benefit the delivery of services from the Irthing Centre site and enable the Trust to maximise external funding and the benefits that “Community Trust” brings. Local Committee are asked to consider a nomination to the Advisors group of the Trust.

Jill Stannard  
Chief Executive  

*5 March 2012*

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**APPENDICES**

*Appendix A – Terms of Reference of Advisors Group*

Electoral Division(s): Brampton and Gilsland

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<th>Executive Decision</th>
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<td>If exempt from call-in, has the agreement of the Chair of the relevant Overview and Scrutiny Committee been sought or obtained?</td>
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<tr>
<td>Has this matter been considered by Overview and Scrutiny?</td>
<td>No</td>
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If so, give details below.

Has an environmental or sustainability impact assessment been undertaken?  

Has an equality impact assessment been undertaken?

**PREVIOUS RELEVANT COUNCIL OR EXECUTIVE DECISIONS**

*No previous relevant decisions.*

**CONSIDERATION BY OVERVIEW AND SCRUTINY**

*Not considered by Overview and Scrutiny.*

**BACKGROUND PAPERS**

*No background papers.*

**REPORT AUTHOR**

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david.sheard@cumbria.gov.uk
BRAMPTON AND BEYOND COMMUNITY TRUST
ADVISORS

TERMS OF REFERENCE

Version: 001
Date: 2011-04-14
Author: Jon March

Version History:

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<td>Jon March</td>
<td>2011-04-14</td>
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The Advisors:

1. Shall assist with community awareness and be a representative stakeholder in the activities of the Trust and any development of the Trust’s activities.
2. Shall not be engaged in the management of the Trust.
3. May inform the Trust’s vision and activities.
4. Shall have access to non confidential information of the Trust.
5. Shall have access to confidential information of the Trust subject to a confidentiality agreement and certain constraints\(^1\).
6. May notify the Trust’s directors or managers of Risks or Issues with the activities of the Trust and any development of the Trust’s activities.
7. May meet as an Advisory Council\(^2\) and should for the duration of the meeting elect a chairperson and minute taker\(^3\).
8. May as an Advisory Council, in a resolution approved by at least half of the Advisors\(^4\), notify the directors of the Trust of a Risk or Issue to be discussed at an Annual General Meeting or at an Extraordinary General Meeting of the Trust’s members\(^5\).

\(^1\) A constraint would be necessary, for example, to protect an individual’s privacy in accordance with legislation or recognised best practice.

\(^2\) The Trust would facilitate an Advisory Council meeting if requested to do so by the Advisors.

\(^3\) Any minutes should be communicated to the Trust Board.

\(^4\) Any such notice must be approved by half of all the Advisors; and not merely half of those who attend an Advisory Council meeting.

\(^5\) Notification of an Issue to be discussed at an Extraordinary General Meeting of the Trust’s members would require the Trust’s chairperson to convene such a meeting without undue delay.
Composition:-

- An Advisor must be a nominated representative of an elected Council (or organisation) whose geographic responsibility overlaps the Trust’s area of benefit.
- Nominees are appointed by the Trust Board\(^6\).

Frequency of Meeting:-

- The Advisors may meet as an Advisory Council from time to time as decided by the Advisors.

Communication:-

- An Advisor may communicate directly to any meeting of the Trust Board or sub-Board.
- An Advisor may communicate directly with any director, sub-Board member, project manager or service manager of the Trust.

\(^6\) Nominees may not be unreasonably rejected by the Trust Board.